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July 31, 2008

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Mr. Richard E. Chilcot
Supervisory Patent Examiner, Art Unit 3635
United States Patent and Trademark Office
Alexandria, VA 22313-1450

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OFFICE OF PETITIONS

Dear Mr. Chilcot,

I just received a Dismissed petition to withdraw the holding of abandonment of my application 09/690,657. It was mailed from the Office of Petitions on July 21, 2008.

In June, 2003, I received an Office Action from the USPTO. It had my name and address, but was for a different application number. I called the USPTO and they said to mail it back, which I did.

In August, 2003, I received a Notice of Drawings. This also had my name and address, but someone else's application number.

In December, 2003, I received a Notice Of Abandonment that had my name, my address, and my application number (09/690,657). I could not believe it, since I hadn't received any communication since I sent in my response on February 24, 2003. I also had seven other patent applications pending so I could not know that the wrong office actions I received had anything to do with my application. Plus, the examiner had left the USPTO.

The Dismissed petition says that "petitioner must provide a copy of petitioner's logs showing the Office Communication would have been entered if it had been received." In my log book, the last notation for application 09/690,657 is: "reply sent on 2/24/03."

This week, I called the Inventors Assistance Center. They looked up my application and said an Office Action was mailed from the USPTO on June 18, 2003. It also says a response was received on July 22, 2003. I content that another applicant received the Office Action meant for me, and mailed it back to the USPTO. That would be the response received by the USPTO on July 22, 2003.

I also content that the other applicant's Notice of Drawings that I received should have been a Notice of Non-Compliance mailed by the USPTO on August 11, 2003.

The Inventors Assistance Center could not pull up the July 22, 2003 response on their screen. They said you could assign a clerk to pull the paper of the July 22, 2003 response to see if it is the June 18, 2003 office action with someone else's name and address that they mailed back to the USPTO.

The copy of the Notice of Drawing with someone else's application number proves I never received a Non Compliant Amendment.

If the July 22, 2003 response is the June 18, 2003 Office Action with someone else's name and address, it will prove I never received the Office Action. Can you help me with this important invention by having the July 22, 2003 response pulled?

Very respectfully,

Thomas C. Thompson

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Certificate of Facsimile Transmission

I certify that on the date below, I will fax this two-page communication to Group 3635 of the U.S. Patent and Trademark Office at the following Number: 1-(571) 273-8300.

Date: July 31, 2008

Inventor's Signature

Thomas C. Thompson